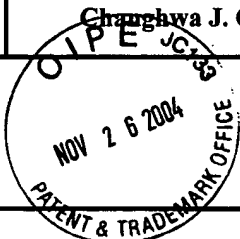


<b>AMENDMENT TRANSMITTAL LETTER (Small Entity)</b>		Docket No.	
Applicant(s): <b>Christobal Guillermo dos Remedios, et al.</b>		13388	

Application No. 09/778,259	Filing Date February 7, 2001	Examiner Changhua J. Cheu	Customer No. 23389	Group Art Unit 1641	Confirmation No. 4496
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Invention:  
**BIOMOLECULAR TOXICITY ASSAY**

COMMISSIONER FOR PATENTS:

Transmitted herewith is an amendment in the above-identified application.

Applicant claims small entity status. See 37 CFR 1.27

The fee has been calculated and is transmitted as shown below.

**CLAIMS AS AMENDED**

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	8 -	33 =	0 x	\$9.00	\$0.00
INDEP. CLAIMS	1 -	4 =	0 x	\$44.00	\$0.00
Multiple Dependent Claims (check if applicable)					\$0.00
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>					<b>\$0.00</b>

- No additional fee is required for amendment.
  - Please charge Deposit Account No. \_\_\_\_\_ in the amount of \_\_\_\_\_
  - A check in the amount of \_\_\_\_\_ to cover the filing fee is enclosed.
  - The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. **19-1013/SSMP**
    - Any additional filing fees required under 37 C.F.R. 1.16.
    - Any patent application processing fees under 37 CFR 1.17.
  - Payment by credit card. Form PTO-2038 is attached.
- WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

Signature

Dated: November 23, 2004

**Frank S. DiGiglio**  
Registration No. 31,346  
Scully, Scott, Murphy & Presser  
400 Garden City Plaza  
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(516) 742-4343

cc: FSD/XZ:ab

I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on November 23, 2004 (Date)
 Signature of Person Mailing Correspondence <b>Frank S. DiGiglio</b>
Typed or Printed Name of Person Mailing Correspondence



Cp 1641  
Btw

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Applicants:** Christobal Guillermo dos Remedios, et al. **Examiner:** Changhwa J. Cheu

**Serial No:** 09/778,259

**Art Unit:** 1641

**Filed:** February 7, 2001

**Docket:** 13388

**For:** BIOMOLECULAR TOXICITY  
ASSAY

**Dated:** November 23, 2004

**Confirmation No.:** 4496

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT UNDER 37 C.F.R. § 1.121**

Sir:

In response to the Office Action dated September 23, 2004, and in accordance with the provisions of 37 C.F.R. §1.121, Applicants respectfully submit the following amendment for entry in the above-identified case.

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**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Box 1450, Alexandria, VA 22313-1450 on November 23, 2004.

Dated: November 23, 2004

  
Frank S. DiGiglio